

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *M* D.C.

05 JUL -7 PM 12: 28

UNITED STATES OF AMERICA

Plaintiff,

VS.

HECTOR POLENDO, JR.

Defendant.

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
W/D OF TN. MEMPHIS

CR. NO. 04-20384-D

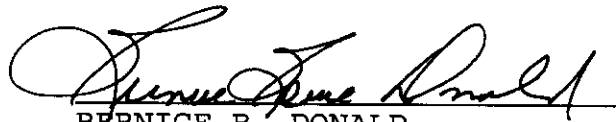
ORDER ON CONTINUANCE AND SPECIFYING PERIOD OF EXCLUDABLE DELAY  
AND SETTING

This cause was set for a Suppression Hearing and Report Date on July 5, 2005 at 2:00 p.m. The defendant moved the Court for a continuance to allow for additional time to prepare.

The Court granted the motion and hereby resets the trial date to September 6, 2005 with a Suppression Hearing and Report Date on Wednesday, August 3, 2005 at 2:00 P.M., in Courtroom 3, 9th Floor of the Federal Building, Memphis, TN.

The period from July 15, 2005 through September 16, 2005 is excludable under 18 U.S.C. § 3161(h)(1)(F) because the ends of justice served in allowing for disposition of the pending motion outweigh the need for a speedy trial.

IT IS SO ORDERED this 6<sup>th</sup> day of July, 2005.

  
BERNICE B. DONALD  
UNITED STATES DISTRICT JUDGE

This document entered on the docket sheet in compliance  
with Rule 55 and/or 32(b) FRCP on 7/12/05

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## Notice of Distribution

This notice confirms a copy of the document docketed as number 79 in case 2:04-CR-20384 was distributed by fax, mail, or direct printing on July 12, 2005 to the parties listed.

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Honorable Bernice Donald  
US DISTRICT COURT